

1745



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Intellectual Property Law Patents Trademarks Copyrights

September 8, 2003

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant: Robert Frederick Benson et al.
Serial No.: 10/064,391
Filed: 07/09/2002
For: Fuel Cell
Our Reference No.: 1372.26

Examiner: Scaltrito, Donald V.
Art Unit: 1745

Dear Sir:

Enclosed please find the following:

1. Power of Attorney By Assignee (Revocation of Prior Powers);
2. A copy of Notice of Recordation of Assignment Document;
3. A copy of Assignment; and
4. Self-addressed and postage pre-paid post card to serve as a receipt for items 1-3.

Very respectfully,

SMITH & HOPEN

By: Anton J. Hoppen
anton.hopen@baypatents.com

AJH/sb
Encl.

CERTIFICATE OF MAILING
(37 C.F.R. 1.8)

I HEREBY CERTIFY that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 8, 2003.

Date: September 8, 2003

Shelley Butz

Attorney-Client Privileged Communication

15950 Bay Vista Drive, Suite 220 Clearwater, Florida 33760, USA
Phone: (727) 507-8558 Fax: (727) 507-8668
Internet: www.baypatents.com



Practitioner's Docket No. 1372.26

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Frederick Benson et al.
Serial No.: 10/064,391
Filing Date: 07/09/2002
Title: Fuel Cell

Examiner: Scaltrito, Donald V.
Art Unit: 1746
Confirmation No.: 5835

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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POWER OF ATTORNEY BY ASSIGNEE
(REVOCATION OF PRIOR POWERS)
37 C.F.R. § 3.71(b)(1)

As an authorized representative to act on behalf of the assignee for the above identified patent,

REVOCATION OF PRIOR POWERS OF ATTORNEY

I hereby revoke all powers of attorney previously given and

NEW POWER OF ATTORNEY

I hereby appoint the following practitioners to prosecute and transact all business in the Patent and Trademark Office under:

CUSTOMER NO. 21,901

SEND CORRESPONDENCE TO:

Smith & Hopen, P.A.
15950 Bay Vista Drive, Suite 220
Clearwater, FL 33760
Customer No.: 21,901

DIRECT TELEPHONE/EMAIL TO:

Anton J. Hopen
anton.hopen@baypatents.com
(727) 507-8558

CERTIFICATE UNDER 37 CFR 3.73(b)


The University of South Florida (herein "USF") certifies that they are the owner of the entire right, title, and interest in the patent application identified above by virtue of an assignment to USF dated July 22, 2002 by assignor(s) Robert Frederick Benson and Lawrence C. Langebrake, recorded in the United States Patent and Trademark Office at Reel/Frame 012969/0748 on August 7, 2002, a copy of which is attached hereto.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

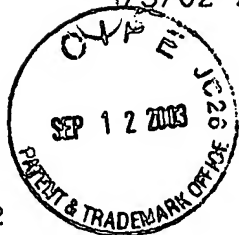
The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

Date: 8/27/03



Valerie L. McDevitt, Esq. - Director
University of South Florida
Division of Patents & Licensing



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

AUGUST 09, 2002

PTAS

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15950 BAY VISTA DRIVE
SUITE 220
CLEARWATER, FL 33760

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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/07/2002

REEL/FRAME: 012969/0748
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BENSON, ROBERT FREDERICK

DOC DATE: 07/22/2002

ASSIGNOR:

LANGEBRAKE, LAWRENCE C.

DOC DATE: 07/22/2002

ASSIGNEE:

UNIVERSITY OF SOUTH FLORIDA
4202 EAST FOWLER AVENUE
FAO 126
TAMPA, FLORIDA 33620-7900

SERIAL NUMBER: 10064391
PATENT NUMBER:

FILING DATE: 07/09/2002
ISSUE DATE:

VIOLET MCCOY, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT OF RIGHTS IN PATENT APPLICATION

Assignors

Robert Frederick Benson

Lawrence C. Langebrake

Residence of Assignors

173 45th Avenue Northeast
St. Petersburg, Florida 33703

12908 Lois Avenue
Seminole, Florida 33776

Assignee

University of South Florida
(A Florida Non-Profit Corporation)

Principle Place of Business of Assignee

4202 East Fowler Avenue
Tampa, Florida 33620-7900

WHEREAS, WE, the above-identified Assignors, are the applicants in the following U.S. patent application:

<u>Serial Number</u>	<u>Title</u>	<u>Date of Filing</u>
10/064,391	Fuel Cell	July 9, 2002

Hereinafter referred to as the "patent application";

And, whereas we desire to assign a 100% undivided interest in said patent application to the above-identified Assignee, and wherein said Assignee is desirous of acquiring the entire right, title and interest in the same;

Now, this indenture witnesseth, that for value received, the receipt and sufficiency whereof is hereby acknowledged;

We hereby assign, sell and transfer a 100% undivided interest in the entirety of the bundle of rights, title, and interest in and to said patent application, unto said Assignee, together with all claims for damages and profits by reason of any past infringement of said letters patent and the right to sue therefor, and together with the right to file said patent application or any division, continuation, or continuation-in-part thereof in any foreign jurisdiction under the Paris Convention or the Patent Cooperation Treaty, such interests, claims, and rights, to be held and enjoyed by the Assignee for its own use and for its successors and assigns, to the full end of the term for which a patent issuing from said patent application may be granted, and any reissues, renewals, or extensions thereof as may be granted, as fully and entirely as the same would have been held by Assignor had this Assignment and sale not been made;

And we further agree to execute all necessary and lawful future documents, including assignments in favor of Assignee, or its designees as Assignee or its Assignees may from time-to-time present to us in order to perfect title in said patent application;

And we further covenant that no assignment, sale, agreement, or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

And we further covenant that Assignee will, upon its request, be provided promptly with all pertinent facts and documents relating to said patent application as may be known and accessible to us and we will testify to the same in any interference or litigation related thereto and will promptly execute and deliver to Assignee or its legal representatives any and all papers, instruments, declarations, or affidavits required to apply for, obtain, maintain, and enforce said patent application or patent issuing therefrom which may be necessary or desirable to carry out the purposes hereof;

This Assignment may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

Upon being duly cautioned, we hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that false statements and the like so made are punishable by fine, imprisonment or both under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the patent application and any patent issuing therefrom.

Executed this 22 day of July, 2002, at Tampa, Florida.


Robert Frederick Benson


Lawrence C. Langebrake

Date: 7/22/02

Date: 7/22/02